

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
WACO DIVISION

UNITED STATES OF AMERICA	§	
	§	
vs.	§	NO: WA:18-CR-00177(1)-ADA
	§	
(1) WILSON COZART JR	§	

ORDER ACCEPTING REPORT AND RECOMMENDATION .
OF THE UNITED STATES MAGISTRATE JUDGE

Before the court is the above styled and numbered cause. On February 10, 2025 the United States Probation Office filed a Petition For Warrant or Summons For Offender Under Supervision for Defendant (1) WILSON COZART JR, which alleged that Cozart violated a condition of his supervised release and recommended that Cozart's supervised release be revoked (Clerk's Document No. 37). A warrant issued and Cozart was arrested. On February 26, 2025, Cozart appeared before a United States Magistrate Judge, was ordered detained, and a revocation of supervised release hearing was set..

Cozart appeared before the magistrate judge on March 11, 2025, waived his right to a preliminary hearing and to be present before the United States District Judge at the time of modification of sentence, and consented to allocution before the magistrate judge. Following the hearing, the magistrate judge signed his report and recommendation on March 12, 2025, which provides that having carefully considered all of the arguments and evidence presented by the Government and Defendant, based on the original offense

and the intervening conduct of Cozart, the magistrate judge recommends that this court continue Cozart supervised release. The magistrate judge recommends the additional following special conditions: (1) Defendant shall remain in custody until a position at inpatient substance abuse treatment facility that is acceptable to the probation officer becomes available; and (2) Defendant shall submit to testing for a prohibited substance if required by the probation officer. If Defendant commits a future violation of the terms of supervised release, the Defendant is to be brought before the Honorable Derek T. Gilliland for any hearing on the violation if possible (Clerk's Document No. 47).

A party may serve and file specific, written objections to the proposed findings and recommendations of a magistrate judge within fourteen days after being served with a copy of the report and recommendation, and thereby secure a *de novo* review by the district court. *See* 28 U.S.C. § 636(b); Fed. R. Civ. P. 72(b). A party's failure to timely file written objections to the proposed findings, conclusions, and recommendation in a report and recommendation bars that party, except upon grounds of plain error, from attacking on appeal the unobjected-to proposed factual findings and legal conclusions accepted by the district court. *Douglass v. United Services Auto Ass'n*, 79 F.3d 1415 (5th Cir. 1996) (*en bane*). The parties in this cause were properly notified of the consequences of a failure to file objections.

On March 11, 2025, following the hearing on the motion to revoke supervised release, all parties signed a Waiver Of Fourteen Day Rule For Filing Objections To


Report and Recommendation Of United States Magistrate Judge (Clerk's Document No. 46). The court, having reviewed the entire record and finding no plain error, accepts and adopts the report and recommendation filed in this cause.

IT IS THEREFORE ORDERED that the Report and Recommendation of the United States Magistrate Judge filed in this cause (Clerk's Document No. 47) is hereby ACCEPTED AND ADOPTED by this court.

IT IS FURTHER ORDERED that Defendant (1) WILSON COZART JR's term of supervised release is hereby CONTINUED. In addition, defendant Cozart shall comply with the following special conditions: (1) Defendant shall remain in custody until a position at inpatient substance abuse treatment facility that is acceptable to the probation officer becomes available; and (2) Defendant shall submit to testing for a prohibited substance if required by the probation officer. If Defendant commits a future violation of the terms of supervised release, the Defendant is to be brought before the Honorable Derek T. Gilliland for any hearing on the violation if possible.

IT IS FURTHER ORDERED that all prior conditions of supervised release are reimposed.

Signed this 14th day of March, 2025.


ALAN D ALBRIGHT
UNITED STATES DISTRICT JUDGE